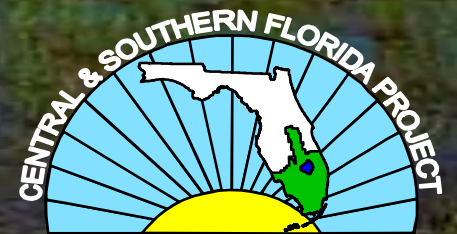


Programmatic Regulations

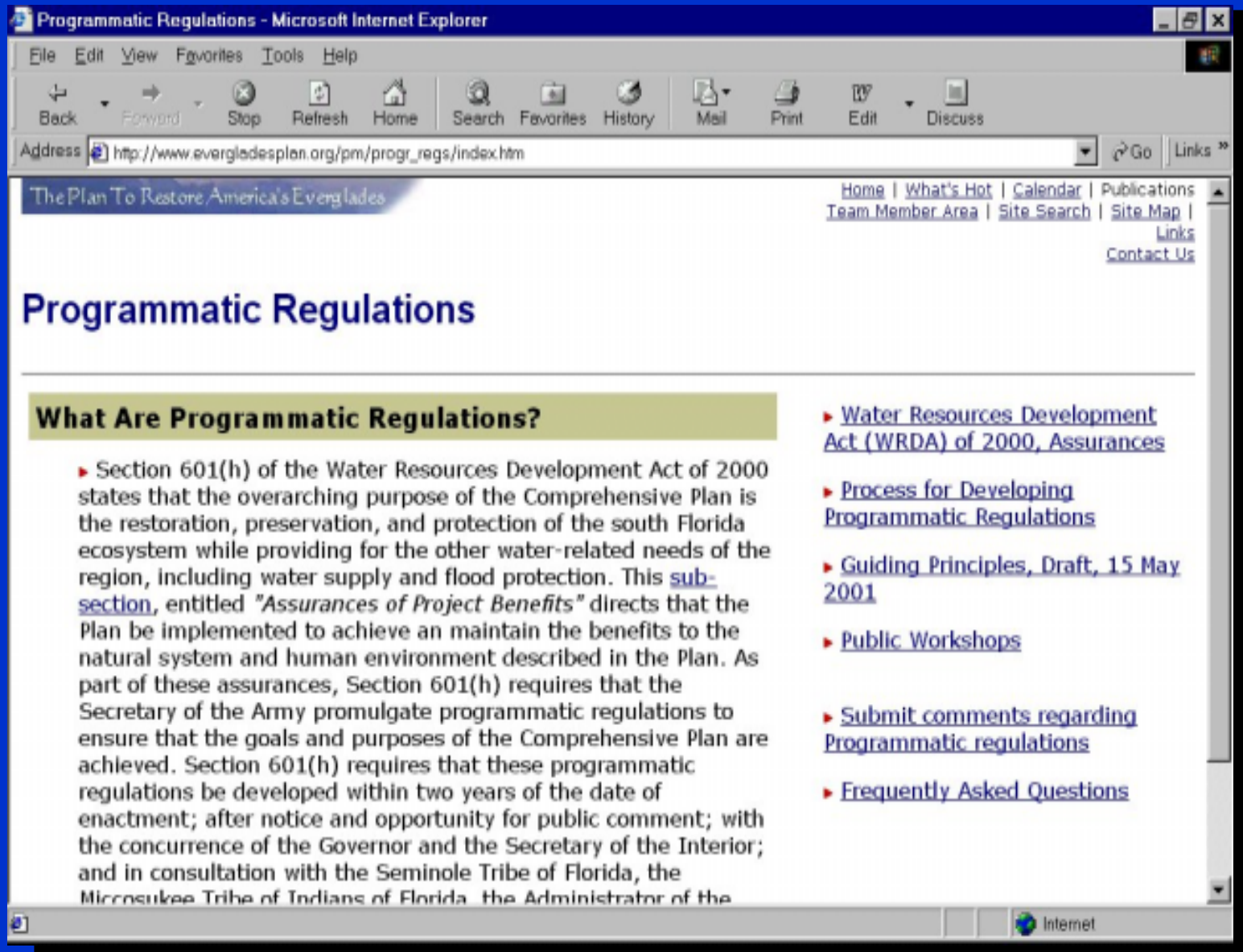
**Water Resources Advisory Commission
Meeting**

August 2001



**COMPREHENSIVE EVERGLADES
RESTORATION PLAN**

www.evergladesplan.org/pm/progr_regs/index.htm



Programmatic Regulations: Comment Form - Microsoft Internet Explorer

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Address http://www.evergladesplan.org/pm/progr_regs/comment_frm.htm

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Programmatic Regulations Comment Form

Use the form below to provide comments on the Programmatic Regulations.

First Name: * **Last Name: *** * denotes mandatory fields

Street Address: *

City: * **State: *** **Zip** **Code: *** **Country**

Email Address: **Telephone Number:** - -

Please type your comment here:

Internet

Programmatic Regulations

Section 601(h)(3) requires:

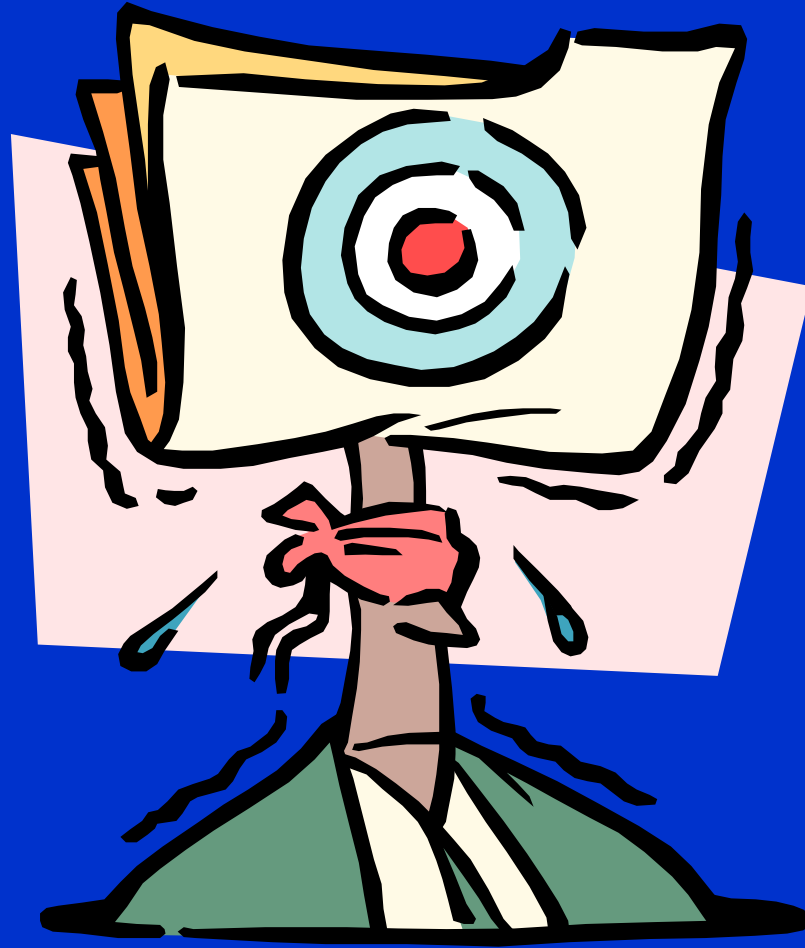
- ...the Secretary of the Army promulgate programmatic regulations to ensure that the goals and purposes of the Comprehensive Plan are achieved.
- ...that these regulations be developed within two years of the date of enactment; after notice and opportunity for public comment; with the concurrence of the Governor and the Secretary of the Interior; and in consultation with the Seminole Tribe of Florida, the Miccosukee Tribe of Indians of Florida, the Administrator of the Environmental Protection Agency, the Secretary of Commerce, and other Federal, State, and local agencies.

Content of Regulations

Establish a Process -

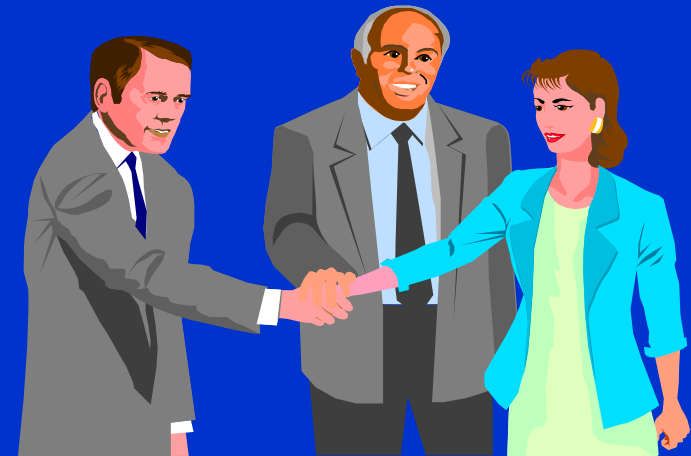
- For development of project implementation reports, project cooperation agreements, and operating manuals that **ensure that goals and objectives of the Plan are achieved**
- To ensure that **new information** from changed or unforeseen circumstances, new scientific or technical information or information developed through adaptive management, or future authorized changes to the Plan are **integrated into the implementation of the Plan**
- To ensure the protection of the natural system consistent with the goals and purposes of the Plan, including the **establishment of interim goals to provide a means to evaluate success of the Plan**

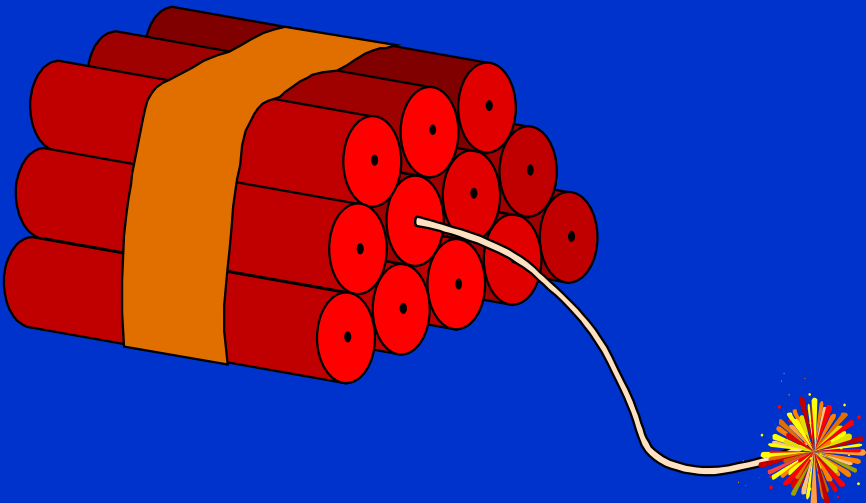
Results of First Round of Meetings...



Points in Common

- Agreement between the President and Governor should be completed as soon as possible
- Need for consistency between Federal and State processes
- Additional round of public comment needed if significant changes are made to the draft regulation
- Interim goals are needed





Points of Difference



Interim Goals

- Specific interim goals do not belong in the regulations

or

- The regulations should contain specific interim goals to be met

Interim Goals - Two Flavors

- **Progress Goals - Track progress of CERP project implementation**

examples: x PIRs completed by 20xx

y acre-feet of storage available by 20xx

- **Performance Goals - Track performance of CERP towards achieving objectives**

examples: x acres achieving target hydropatterns

y roseate spoonbills

Amount of “Substance” in the Regulation

- Process only - flexibility needed by project delivery teams

or

- Procedures needed to guide project delivery teams

Identifying Water to be Reserved

- Project delivery teams should develop appropriate procedure for their project

or

- Regulations should establish uniform procedure to be followed by project delivery teams

Reservations vs. Actual Availability of Water

- “Shared Adversity” during extreme events to prevent undue burden being placed on any one sector

or

- Natural system must receive amount it needs first



Discussion